IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE THIRTEENTH DAY OF OCTOBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE A.GOPAL REDDY

WRIT PETITION NO : 18669 of 2004

Between:

P.Ramesh S/o P.Narasimhulu
Kanam Mitta Village, Nagiri Mandal,
Chittoor District Andhra Pradesh -517 590

..... PETITIONER

AND

1 TheDistirct Collector, Chittoor, Chittoor District,
Andhra Pradesh -517 001
2 The Revenue Divisional Officer Chittoor, Chittoor District
Andhra Pradesh -517 001
3 TheMandal Revenue Officer Puttur, Puttur Mandal, Chittoor , Chittoor District
Andhra Pradesh -517 001

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue an order or direction more particularly one in the nature of writ of Mandamus declaring the action of the respondents in not considering and disposing of the representation dt. 30/09/2004 and trying to grant assignment to the strangers is illegal, arbitrary, and unconstituional and consequently direct the respondents to pass the appropriate orders on the representation made by the petitioner before considering for grant of D.K.T. patta to some other persons.

Counsel for the Petitioner:MR.G.DASARADHA RAMI REDDY

Counsel for the Respondent Nos.1 to 3: GP FOR REVENUE

The Court at the stage of admission made the following :

ORDER:

The petitioner cannot insist the Government for assignment of paramboke land for the market value, since he is an adjoining land holder and as the poramboke land is contiguous to his patta land. However, it is for the Government to decide as to whether such land can be disposed to the adjoining land holders or whether the same can be utilized for any governmental purpose including assignment to the landless poor persons. In the absence of any enforceable right, the petitioner cannot seek a mandamus.

Accordingly, the writ petition is dismissed. No order as to costs.

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A.GOPAL REDDY,J

Dated:13-10-2004

GJ

To

1 TheDistirct Collector, Chittoor, Chittoor District,
Andhra Pradesh -517 001
2 The Revenue Divisional Officer Chittoor, Chittoor District
Andhra Pradesh -517 001
3 TheMandal Revenue Officer Puttur, Puttur Mandal, Chittoor , Chittoor District
Andhra Pradesh -517 001

4. Two C.Cs. to the Government Pleader for Revenue, High Court of A.P., Hyderabad (OUT)

5. Two C.D. copies.